



CITY OF SANTA BARBARA CITY COUNCIL MINUTES

**REGULAR MEETING
OCTOBER 23, 2018
COUNCIL CHAMBERS, 735 ANACAPA**

CALL TO ORDER

Mayor Pro Tempore Rowse called the meeting to order at 2:00 p.m. (The Ordinance Committee, which ordinarily meets at 12:30 p.m., met at 12:00 p.m. The Finance Committee, which ordinarily meets at 12:30 p.m., did not meet on this date.)

PLEDGE OF ALLEGIANCE

Mayor Pro Tempore Rowse.

ROLL CALL

Councilmembers present: Jason Dominguez, Eric Friedman, Oscar Gutierrez, Gregg Hart, Randy Rowse, Kristen W. Sneddon.

Councilmembers absent: Mayor Murillo.

Staff present: City Administrator Paul Casey, City Attorney Ariel Calonne, City Clerk Services Manager Sarah Gorman.

CEREMONIAL ITEMS

1. Subject: Red Ribbon Week October 23-31, 2018

Action: Proclamation presented to the Council on Alcoholism and Drug Abuse.

CHANGES TO THE AGENDA

PUBLIC COMMENT

Members of the Public: Laurie Leis, Boys & Girls Club of Santa Barbara; Kenneth Loch; Nancy Martin, UNA-USA; Phil Walker.

CONSENT CALENDAR (Items 2 – 12)

The titles of the ordinances and resolutions related to Consent Items were read.

Motion:

Councilmembers Hart/Friedman to approve the Consent Calendar as recommended.

Vote:

Unanimous roll call vote (Absent: Mayor Murillo).

2. Subject: Introduction Of Ordinance To Grant Easements To Southern California Edison At Downtown Parking Lots And The Police Station (330.03)

Recommendation: That Council:

- A. Introduce and subsequently adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving and Authorizing the City Administrator to Execute Public Utility Easement Deeds to Southern California Edison at Granada Garage Parking Structure Lot 6, Surface Parking Lot 5, Surface Parking Lot 3, Parking Structure/Paseo Lot 10, and the Police Station Building for Aboveground Transformer Equipment Associated with the Downtown Reliability Project;
- B. Approve an increase of estimated revenues and appropriations in the Downtown Parking Fund in the amount of \$20,000, funded by Southern California Edison for the above easement consideration, for ancillary improvements at the associated parking lot sites; and
- C. Approve an increase of estimated revenues and appropriations in the Facilities Capital Fund in the amount of \$5,000, funded by Southern California Edison for the above easement consideration, for ancillary improvements at the Police Station Building.

Action: Approved the recommendations; (October 23, 2018, report from the Public Works Director; proposed ordinance).

3. Subject: Adoption Of Ordinance For Sole Source Purchase Order For Police Station Soil Vapor Extraction Project

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Authorizing the City's General Service Manager to Issue a Sole Source Purchase Order to Rincon Consultants, Inc., for Operation and Maintenance of the Soil Vapor Extraction System at the Santa Barbara Police Station Through the End of the Soil Vapor Extraction Project for a Total Purchase Order Amount of \$559,222 Over the Next Four Years, with \$154,048 in Fiscal Year 2019, \$161,173 in Fiscal Year 2020, \$162,246 in Fiscal Year 2021, and \$81,755 in Fiscal Year 2022, and Authorize Expenditures of Up to 10 Percent Per Year for Extra Services that May Result from Necessary Changes in Work.

Action: Approved the recommendation; Ordinance No. 5857 (October 23, 2018, report from the Public Works Director; proposed ordinance).

4. Subject: Adoption Of Ordinance Amendments Related To Debt Forgiveness To Santa Barbara Affordable Housing Group In Support Of An Affordable Housing Project Located At 1116 De La Vina Street (Garden Court) (610.01)

Recommendation: That Council adopt, by reading of title only, an Ordinance of the Council of the City of Santa Barbara Approving an Amendment to an Affordability Covenant to Extend the Term with Santa Barbara Affordable Housing Group and Authorizing the Community Development Director to Execute Such Agreements as Necessary.

Action: Approved the recommendation; Ordinance No. 5858; Agreement No. 26,296 (October 23, 2018, report from the Community Development Director; proposed ordinance).

5. Subject: Fiscal Year 2019 Interim Financial Statements For The Two Months Ended August 31, 2018 (250.02)

Recommendation: That Council accept the Fiscal Year 2019 Interim Financial Statements for the two months ended August 31, 2018.

Action: Approved the recommendation (October 23, 2018, report from the Finance Director).

6. Subject: Authorization To Amend Agreement For Legal Services With Meyers Nave Riback Silver & Wilson, PLC For City of Santa Barbara vs. CDM Smith Inc. and Related Cross-Complaints (160.03)

Recommendation: That Council:

- A. Authorize the City Attorney to amend legal services agreement number 26,055 with Meyers Nave Riback Silver & Wilson, PLC, to increase the not-to-exceed amount by \$797,300 from \$202,700 to \$1,000,000, for special counsel services relating to City of Santa Barbara vs CDM Smith Inc. and Related Cross-Complaints SBSC Case No. 17CV01847; and
- B. Increase appropriations in the Water Fund by \$797,300 to cover the increased contract authority, to be funded from unappropriated Water Fund reserves above policy requirements.

Action: Approved the recommendations; Agreement No. 26,055.1 (October 23, 2018, report from the City Attorney).

7. Subject: Contract For Final Design Of The Las Positas And Modoc Roads Bicycle And Pedestrian Path (530.04)

Recommendation: That Council:

- A. Authorize the Public Works Director to execute a City Professional Services contract with RRM Design Group in the amount of \$542,444 for design services of the Las Positas and Modoc Roads Multiuse Path Project, and authorize the Public Works Director to approve expenditures of up to \$54,244 for extra services of RRM Design Group that may result from necessary changes in the scope of work;
- B. Accept Active Transportation Program grant funding, and authorize the increase in appropriations and estimated revenues in the Fiscal Year 2019 Streets Grant Capital Fund by \$500,000 for the right of way phase for the Las Positas and Modoc Roads Multiuse Path Project;
- C. Approve the transfer of appropriations in the Overlay project account in the amount of \$600,000 from the Measure A Capital Fund to the Streets Grant Capital Fund for the Las Positas and Modoc Roads Multiuse Path Project; and
- D. Approve an increase in appropriations and estimated revenues in the Streets Grant Capital Fund in the amount of \$600,000, funded from a transfer from the Measure A Capital Fund, for the Las Positas and Modoc Roads Multiuse Path Project.

Action: Approved the recommendations; Agreement No. 26,297 (October 23, 2018, report from the Public Works Director).

8. Subject: Contract For Design For The Central Library Plaza Renovation (570.04)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services Agreement with Arcadia Studio in the amount of \$84,201 for the final design of the Library Plaza at the Santa Barbara Central Library, and authorize expenditures of up to \$8,421 for extra services that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 26,298 (October 23, 2018, report from the Public Works Director).

9. Subject: Contract For Storm Drain System Data Collection And Inspection Services (530.04)

Recommendation: That Council authorize the Public Works Director to execute a City Professional Services contract with Hoffman Southwest Corp., dba Professional Pipe Services in the amount of \$39,715 to provide Storm Drain System Data Collection and Inspection Services, and authorize the Public Works Director to approve expenditures of up to \$7,943 for extra services of Hoffman Southwest Corp., dba Professional Pipe Services that may result from necessary changes in the scope of work.

Action: Approved the recommendation; Agreement No. 26,299 (October 23, 2018, report from the Public Works Director).

10. Subject: Sole Source Purchase Order With Architectural Millworks Of Santa Barbara For Window And Door Replacements At Fire Station 3 (700.08)

Recommendation: That Council authorize the General Services Manager to issue a sole source Purchase Order in the amount of \$47,179 to Architectural Millwork of Santa Barbara for fabrication of fifty-one replacement windows and seven replacement doors at Fire Station 3.

Action: Approved the recommendation (October 23, 2018, report from the Finance Director).

CONSENT PUBLIC HEARING

11. Subject: TEFRA Hearing For Covenant Retirement Communities, Inc. Debt Issuance (210.01)

Recommendation: That Council hold a public hearing and adopt, by reading of title only, a Resolution of the City Council of the City of Santa Barbara Approving the Issuance of the Colorado Health Facilities Authority Bonds in an Aggregate Principal Amount Not to Exceed \$68,000,000 for the Purpose of Financing the Construction, Renovation, Remodeling and/or Equipping of Certain Facilities Located in California, Including Certain Facilities Owned and/or Managed by Covenant Retirement Communities, Inc. and Covenant Retirement Communities West (dba The Samarkand, Heritage Court, Brandel Hall and The Smith Health Care Center) Located in the City of Santa Barbara.

Action: Approved the recommendation; Resolution No. 18-081 (October 23, 2018, report from the Finance Director; proposed resolution).

NOTICES

12. Subject: The City Clerk has on Thursday, October 18, 2018, posted the agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

This concluded the Consent Calendar.

REPORT FROM THE ORDINANCE COMMITTEE

Ordinance Committee Chair Sneddon reported that the Ordinance Committee heard a staff report and comment regarding tenant protection issues and decided not to rush decisions on the ordinances and requested staff to return to Ordinance Committee before the Committee refers the item to the City Council.

CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS

COMMUNITY DEVELOPMENT DEPARTMENT

13. Subject: Fiscal Year 2020 Human Services And Community Development Block Grant Funding Process, Priorities, And Criteria (610.03)

Recommendation: That Council:

- A. Authorize staff to solicit proposals for Community Development Block Grant (CDBG) and Human Services grants for Fiscal Year 2020;
- B. Approve the proposed application-review process and provide direction to the Community Development and Human Services Committee (CDHSC) on funding criteria and priorities; and
- C. Establish a funding commitment for Fiscal Year 2020 from the General Fund in the amount of \$726,150 for the Human Services Program.

Documents:

- October 23, 2018, report from the Community Development Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Senior Community Development Programs Specialist Elizabeth Stotts.
- Members of the public: No member of the public wished to speak.

Motion:

Councilmembers Sneddon/Gutierrez to approve the staff recommendations.

Vote:

Unanimous roll call vote (Absent: Mayor Murillo.)

PARKS AND RECREATION DEPARTMENT

14. Subject: Contract For Construction For Off-Leash Dog Area And Accessibility Improvements At MacKenzie Park (570.05)

Recommendation: That Council:

- A. Award a \$547,648 contract to Quincon, Inc. for construction of the Off-Leash Dog Area at MacKenzie Park, including their low bid amount of \$414,181 and Bid Alternates 2 and 3 in the amount of \$83,681 for parking lot and walkway accessibility improvements; and authorize the Parks and

Recreation Director to execute the contract and approve expenditures up to \$49,786 to cover any cost increases that may result from contract change orders for unanticipated work; and

- B. Approve the allocation within the Capital Outlay Fund of \$90,000 from the Public Works Department Fiscal Year 2019 Walkways and Building Pathways Project account and \$85,000 from the ADA Transition Plan Project account to the Parks and Recreation Department Parking Lot and Walkway Accessibility Improvements Project.

Documents:

- October 23, 2018, report from the Parks and Recreation Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

- Staff: Parks Capital Projects Supervisor George Thomson.

Motion:

Councilmembers Friedman/Sneddon to approve the staff recommendations; Agreement No. 26,300.

Vote:

Unanimous roll call vote (Absent: Mayor Murillo.)

COUNCIL AND STAFF COMMUNICATIONS

COUNCILMEMBER COMMITTEE ASSIGNMENT REPORTS

- Councilmember Dominguez attended the following events or meetings: 1. Sea Level Rise Subcommittee; 2. Rotary Club 100 Year Anniversary event; 3. Visit Santa Barbara Board of Directors Meeting.
- Councilmember Friedman attended the following events or meetings: 1. Water Commission meeting; 2. Emerging Leaders Program graduation; 3. Sea Level Rise Subcommittee; 4. Surfrider Foundation monthly meeting.
- Councilmember Gutierrez attended the following events or meetings: 1. Open House at Friendship Center in Montecito; 2. Stand Down Veterans event in Santa Maria; 3. Delivered clothing and toys to children detained at the border.
- Councilmember Hart attended the following events or meetings: 1. Visit Santa Barbara Board meeting; 2. COAST Fall Gathering; 3. 30th Anniversary for Santa Barbara Women's Political Committee; 4. Coalition of Labor, Agriculture and Business event at Chumash Casino.
- Councilmember Sneddon attended the following events or meetings: 1. COMB meeting; 2. Sea Level Rise Subcommittee meeting.

PUBLIC COMMENT (IF NECESSARY)

ADJOURNMENT

Mayor Pro Tem Rowse adjourned the meeting at 2:58 p.m.

Approved and adopted by the City Council of the City of Santa Barbara on November 13, 2018.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA
CITY CLERK'S OFFICE



RANDY ROWSE
MAYOR PRO TEMPORE

ATTEST:



SARAH GORMAN
CITY CLERK SERVICES MANAGER